

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Smith *et al.*

Serial No.: 10/786,466

Filed: February 25, 2004

Confirmation No. 9331

For: **FIRE RESISTANT CONSTRUCTION**

Examiner: J. Chapman

Art Unit: 3635

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT

In response to the Office Action mailed June 6, 2008, please amend the above-identified application as shown. Accompanying this Response is our submission of \$1110 for a three month Extension of Time up to and including December 6, 2008.

If any Extension of Time for the accompanying response is required, Applicants request that this be considered a Petition therefore. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account 501923.

Amendments to the Claims are reflected in the Listing of Claims, which begin on page 2 of this paper.

Remarks begin on page 8 of this paper.

The **Declarations of Allen K. Stewart and Calvin Trumbo** follow page 10 of this paper.